

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

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	:	
In re	:	
	:	
BEST PAYPHONES, INC.,	:	Case No. 01-B-15472 (SMB)
	:	
Debtor.	:	
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	:	
BEST PAYPHONES, INC.,	:	
	:	
Appellant,	:	
	:	
v.	:	Civil Action No. 08-2553 (GEL)
	:	
VERIZON NEW YORK INC.,	:	
	:	
Appellee.	:	
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**MOTION TO DISMISS APPEAL**

For the reasons set forth in its separately filed *Memorandum Of Law In Support Of Motion To Dismiss Appeal*, Appellee Verizon New York Inc. (“Verizon”) hereby moves to dismiss the appeal of Best Payphones, Inc. of the *Final Order of the Bankruptcy Court of the Southern District of New York*, entered by the United States Bankruptcy Court for the Southern District of New York on November 5, 2007.

WHEREFORE, Verizon respectfully requests that the Court dismiss the Appeal.

Dated: April 25, 2008

Respectfully submitted,

ARNALL GOLDEN GREGORY LLP

/s/Darryl S. Laddin

Darryl S. Laddin (DL-5130)

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 25th day of April, 2007, I caused to be served the foregoing document by causing true and correct copies of same, enclosed securely in separate postage pre-paid envelopes, to be delivered by first class mail to the following:

George M. Gilmer, Esq.  
943 Fourth Avenue  
Brooklyn, NY 11232

/s/Darryl S. Laddin  
Darryl S. Laddin